### UNITED STATES DISTRICT COURT MIDDLE DISTRICT OF FLORIDA TAMPA DIVISION

#### UNITED STATES OF AMERICA

v. Case No. 8:03-CR-77-T-30TBM

HATEM NAJI FARIZ

# UNOPPOSED MOTION TO AMEND CONDITIONS OF RELEASE TO ALLOW TRAVEL TO CALIFORNIA

The Defendant, Hatem Naji Fariz, pursuant to 18 U.S.C. § 3142(c)(3), respectfully requests that this Honorable Court amend his conditions of release to allow him to travel to the area of San Francisco, California, from Sunday, April 16, 2006, through Wednesday, April 19, 2006. As grounds in support, Mr. Fariz states:

- 1. On April 23, 2003, Mr. Fariz was released on a substantial secured bond, which includes agreements to forfeit property. One of the conditions of Mr. Fariz's release is that he not travel outside the Middle District of Florida. The Court has previously modified the conditions of release to allow travel to the Chicago, Illinois area without requiring motions for each trip. (Doc. 333).
- 2. Mr. Fariz would like to be able to travel to and from San Francisco, California, from Sunday, April 16, 2006, through Wednesday, April 19, 2006. Mr. Fariz makes this request so that he may meet with Assistant Federal Public Defender Wadie E. Said and engage in personal travel with family members.

- 3. Mr. Fariz will be staying at the Cathedral Hill Hotel, 1101 Van Ness Avenue, San Francisco, CA 94109. Mr. Fariz will be able to be contacted at 813-355-6991 on his cell or at 415-776-8200 at the hotel.
- 4. Assistant United States Attorney Walter Furr, III has been advised of this motion and has no objection.
- 5. Counsel for Mr. Fariz attempted to contact Nathan Dodson, Mr. Fariz's Pretrial Services officer, for his position on the motion, but was only able to leave a message.

### **MEMORANDUM**

The Court may at any time amend an order of release to impose additional or different conditions of release. 18 U.S.C. § 3142(c)(3). Mr. Fariz respectfully requests that his conditions of pretrial release be amended to allow travel to and from the area of San Francisco on the above-referenced dates.

WHEREFORE, the defendant, Hatem Naji Fariz, moves this Honorable Court for an order modifying his conditions of release to allow him to travel to San Francisco, California, from April 16 through April 19, 2006.

Respectfully submitted,

R. FLETCHER PEACOCK FEDERAL PUBLIC DEFENDER

/s/ M. Allison Guagliardo
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Telephone: 813-228-2715 Facsimile: 813-228-2562 Attorney for Defendant Fariz

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 13th day of April, 2006, a true and correct copy of the foregoing has been furnished by CM/ECF, to Walter Furr, Assistant United States Attorney; Terry Zitek, Assistant United States Attorney; Cherie L. Krigsman, Trial Attorney, U.S. Department of Justice, Alexis L. Collins, Assistant United States Attorney; and Linda Moreno, counsel for Sami Amin Al-Arian.

/s/ M. Allison Guagliardo
M. Allison Guagliardo
Assistant Federal Public Defender